

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

V.

O'MEALY, HUNTER (1)
CARR, CALEB, (2)
BELLOVICH, JAMIE (3) and
MATTHEW GUDINO-PENA (a/k/a
"CHEESY") (4)

Defendants.

Case No.: 2:21-CR-00142-TOR

STIPULATED PROTECTIVE
ORDER RE: DISCOVERY

BEFORE THE COURT is the parties' Stipulated Motion for Protective Order

Re: Discovery. ECF No. 70. The motion was submitted for hearing without oral argument. Having reviewed the record and the files therein, the Court is fully informed. For good cause shown, the motion is granted and the Court hereby enters the following **PROTECTIVE ORDER:**

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STIPULATED PROTECTIVE ORDER RE: DISCOVERY - 1

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2 1. This Protective Order governs all discovery material in any format
3 (written or electronic), and information contained therein, that is produced by the
4 government in discovery in the above captioned case.

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6 2. The United States will make available copies of discovery materials,
7 including those filed under seal, to defense counsel to comply with the government's
8 discovery obligations. Possession of copies of the discovery materials is limited to
9 the attorneys of record, and investigators, paralegals, law clerks, experts and
10 assistants for the attorneys of record (hereinafter collectively referred to as members
11 of the defense team).

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13 3. The attorneys of record and members of the defense team may display
14 and review the discovery materials with Defendant. The attorneys of record and
15 members of the defense team acknowledge that providing copies of the discovery
16 materials to Defendant and other persons is prohibited, and agree not to duplicate or
17 provide copies of discovery materials to Defendant and other persons.

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19 4. Nothing in this order should be construed as imposing any discovery
20 obligations on the government or the defendant that are different from those imposed
21 by case law and/or Rule 16 of the Federal Rules of Criminal Procedure.

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23 5. Any discovery material, or information contained therein, that is filed
24 with the Court in connection with pre-trial motions, trial, sentencing, or other matter

1 before this Court, shall be filed under seal and shall remain sealed until otherwise
2 ordered by this Court. This does not entitle either party to seal their filings as a
3 matter of course. The parties are required to comply in all respects to the relevant
4 local and federal rules of criminal procedure pertaining to the sealing of court
5 documents.

6. The provisions of this Order shall not terminate at the conclusion of this
7 prosecution.

8. Any violation of any term or condition of this Order by Defendant,
9 Defendant's attorney(s) of record, any member of the defense team, or any attorney
10 for the United States Attorney's Office for the Eastern District of Washington, may
11 be held in contempt of court, and/or may be subject to monetary or other sanctions
12 as deemed appropriate by this Court.

13. Any discovery materials provided pursuant to this Order shall be
14 returned to the United States Attorney's Office, including all copies, within ten days
15 of the completion of the case before the Court or, if an appeal is taken, within ten
16 days of the completion of the case in the United States Court of Appeals for the
17 Ninth Circuit or Supreme Court of the United States.

18. If Defendant violates any term or condition of this Order, the United
19 States has reserved its right to seek a sentencing enhancement for obstruction of
20 justice, or to file any criminal charges relating to the Defendant's violation.

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STIPULATED PROTECTIVE ORDER RE: DISCOVERY - 3

1 **IT IS SO ORDERED.** The Clerk shall enter this Order and furnish copies
2 to counsel.

3 DATED February 15, 2022.
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A handwritten signature in blue ink that reads "Thomas O. Rice".

5 THOMAS O. RICE
6 United States District Judge
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